

Application No. 10/652,924  
Terminal Disclaimer

Customer No. 01933

Attorney Docket No. 03496/LH

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

Applicant(s): Hiroyuki KOYAMA et al

Serial No. : 10/652,924

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Art Unit : 2854

Examiner : Daniel James Colilla

**TERMINAL DISCLAIMER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

S I R :

The owner of a 100% interest in the above-identified present application, namely the Assignee of record:

Assignee: TOSHIBA TEC KABUSHIKI KAISHA

Assignment recorded on: June 23, 2004  
Reel: 014769 Frame: 0783

hereby disclaims, except as provided below, the terminal part of the term of any patent granted on the above-identified present application which would extend beyond the expiration date of the full statutory term (defined in 35 USC 154 to 156) of commonly owned USP 6,899,479.

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I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450  
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N. Sanadeo  
Nalini P. Sanadeo

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by any form PTO-2038 which may be attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

The owner also hereby agrees that any patent so granted on the present application shall be enforceable only for and during such period that it and USP 6,899,479 are commonly owned.

In making the above disclaimer, there is no disclaimer of<sup>1</sup> the terminal part of any patent granted on the present application that would extend to the expiration of the full statutory term (as defined in 35 USC 154 to 156) of USP 6,899,479, in the event that USP 6,899,479: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a Court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term.

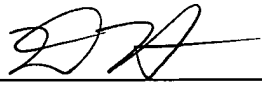
This Agreement is to run with any patent granted on the present application and is to be binding upon the grantee, its successors or assigns.

The undersigned is an attorney of record in the present application and has been authorized to sign this Terminal Disclaimer on behalf of the above-identified owner.

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Form PTO-2038 authorizing a charge of \$130.00 is attached to cover the Patent Office fee under 37 CFR 1.20(d). If any further fees are required, authorization is given to charge same against Account No. 06-1378.

By:   
Douglas Holtz  
Attorney of Record  
Reg. No.: 33,902

DH:iv  
encs.